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IGOR K. KOTLIAR P.O. BOX 2021 NEW YORK NY 10159-2021 MAILED
DEC 0 6 2010
OFFICE OF PETITIONS

In re Application of

Igor Kotliar

Application No. 10/726,737

Filed: December 3, 2003

For: HYPOXIC AIRCRAFT FIRE

PREVENTION AND SUPPRESSION

SYSTEM WITH AUTOMATIC

EMERGENCY OXYGEN DELIVERY

SYSTEM

ON PETITION

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed October 1, 2010, to revive the above-identified application.

The petition is **DISMISSED**.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.137(b)." This is **not** a final agency action within the meaning of 5 U.S.C. § 704.

The petition has **not** been reviewed on the merits because the petition has not been properly signed.

In this regard, petitioner's attention is directed to 37 CFR 1.33(b), which states.

- (b) Amendments and other papers. Amendments and other papers, except for written assertions pursuant to § 1.27(c)(2)(ii) of this part, filed in the application must be signed by:
- (1) A registered patent attorney or patent agent of record appointed in compliance with § 1.32(b);
- (2) A registered patent attorney or patent agent not of record who acts in a representative capacity under the provisions of § 1.34;
- (3) An assignee as provided for under §3.71(b) of this chapter; or
- (4) All of the applicants (§ 1.41(b)) for patent, unless there is an assignee of the entire interest and such assignee has taken action in the application in accordance with § 3.71 of this chapter.

The petition has been signed by Brian Oestrike, an unknown party. To the extent petitioner contends to be the assignee of the instant application, petitioner must meet the requirements of 37 CFR 3.71 and 37 CFR 3.73(b).

It is noted the address presented on the petition differs from the correspondence address of record. While a courtesy copy of this decision is being mailed to the person signing the present petition, all future correspondence will be directed to the address currently of record until such time as appropriate instructions are received to the contrary.

Further correspondence with respect to this matter should be addressed as follows:

By mail:

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

By FAX:

(571) 273-8300

Attn: Office of Petitions

By hand:

Customer Service Window

Randolph Building 401 Dulany Street Alexandria, VA 22314

Telephone inquiries related to this decision may be directed to the undersigned at (571) 272-

3215.

Charlema Grant

Petitions Attorney

Office of Petitions

Cc: Brian Oestsike

50 Lexington Ave.

Suite 24A

New York, NY 10010: